

**NORTH AMERICA
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FROM : WINSTON HSU , PATENT AGENT , REG. NO. : 41,526

SUBJECT : REGULAR COMMUNICATIONS

RESPONSE TO OFFICE ACTION , SERIAL NO.: 09/584,701

TOTAL PAGES : 6 PAGES (INCLUDING COVER PAGE)

The hardcopy of this response will be sent to USPTO by Federal Express right away.

WINSTON HSU 2001/12/07

Received from < 886289237390 > at 12/7/01 5:00:59 AM [Eastern Standard Time]

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APPLICATION NUMBER : 09/584,701

PAPERS INCLUDED :

- (1) Transmittal Form
- (2) Fee Transmittal
- (3) Response to the Office Action

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/584,701
	Filing Date	06/01/00
	First Named Inventor	Irene Lin
	Group Art Unit	1771
	Examiner Name	ROCHE, L
Total Number of Pages in This Submission 4	Attorney Docket Number	SLA001

ENCLOSURES <i>(check all that apply)</i>		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i>
Remarks RECEIVED DEC 07 2001 GROUP 1700 		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	WINSTON HSU
Signature	<i>Winston Hsu</i>
Date	12/7/2001

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: _____		
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Signature		Date

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PTO/SB/17 (10-01)

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**FEE TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

Complete if Known

Application Number	09/584,701
Filing Date	06/01/00
First Named Inventor	Irene Lin
Examiner Name	ROCHE, L
Group Art Unit	1771
Attorney Docket No.	SLA001

TOTAL AMOUNT OF PAYMENT

(\$)

0

METHOD OF PAYMENT

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	50-0801
Deposit Account Name	North America International Patent Office

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17☐ Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☐
- Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)		
101 740	201 370	Utility filing fee			
106 330	206 165	Design filing fee			
107 510	207 255	Plant filing fee			
108 740	208 370	Reissue filing fee			
114 160	214 80	Provisional filing fee			

SUBTOTAL (1) (\$)

0

2. EXTRA CLAIM FEES

Total Claims		Extra Claims		Fee from below		Fee Paid	
Independent	-20** =		X				
Multiple Dependent	-3** =		X				

Large Entity		Small Entity		Fee Description
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	
103 18	203 9	Claims in excess of 20		
102 84	202 42	Independent claims in excess of 3		
104 280	204 140	Multiple dependent claim, if not paid		
109 84	209 42	** Reissue independent claims over original patent		
110 18	210 9	** Reissue claims in excess of 20 and over original patent		

SUBTOTAL (2)

(\$)

0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)		
105 130	205 65	Surcharge - late filing fee or oath			
127 50	227 25	Surcharge - late provisional filing fee or cover sheet			
139 130	139 130	Non-English specification			
147 2,520	147 2,520	For filing a request for ex parte reexamination			
112 920*	112 920*	Requesting publication of SIR prior to Examiner action			
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action			
115 110	215 55	Extension for reply within first month			
116 400	216 200	Extension for reply within second month			
117 920	217 460	Extension for reply within third month			
118 1,440	218 720	Extension for reply within fourth month			
128 1,960	228 980	Extension for reply within fifth month			
119 320	219 160	Notice of Appeal			
120 320	220 160	Filing a brief in support of an appeal			
121 280	221 140	Request for oral hearing			
138 1,510	138 1,510	Petition to institute a public use proceeding			
140 110	240 55	Petition to revive - unavoidable			
141 1,280	241 640	Petition to revive - unintentional			
142 1,280	242 640	Utility issue fee (or reissue)			
143 480	243 230	Design issue fee			
144 620	244 310	Plant issue fee			
122 130	122 130	Petitions to the Commissioner			
123 50	123 50	Processing fee under 37 CFR 1.17(q)			
126 180	126 180	Submission of Information Disclosure Stmt			
561 40	581 40	Recording each patent assignment per property (times number of properties)			
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))			
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))			
178 740	279 370	Request for Continued Examination (RCE)			
169 900	169 900	Request for expedited examination of a design application			

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

0

SUBMITTED BY

Name (Print/Type)

WINSTON HSU

Registration No.
(Attorney/Agent)

41,526

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886-2-8923-7350

Signature

Winston Hsu

Date

12/7/2001

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#5
12-7-01
R
PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

5 Applicant: Irene Lin Examiner: Roche, L
Filing Date: 06/01/00 Art Unit: 1771
Serial No.: 09/584,701 Docket No.: SLA001

10 Title: METHOD FOR MANUFACTURING AN AIR PERMEABLE COMPOSITE FILM

To: The Commissioner of Patents and Trademarks
Washington, D.C. 20231

15 Subject: Response to the Office action (Requirement for
restriction) dated 11/9/01.

Dear Sir:

REMARKS

20 Restriction to one of the following inventions is required
under 35 U.S.C.121:

- I. Claims 1-18, drawn to a composite film, classified
in class 428, subclass 63.
- 25 II. Claims 19-27, drawn to a method of manufacturing a
composite film, classified in class 264, subclass 154.
- III. Claims 28-34, 37, 40, drawn to a method of manufacturing
an air permeable packaging bag, classified in class
156, subclass 441.5.
- 30 IV. Claims 35-36, 38-39, drawn to an air permeable
packaging bag, classified in class 428, subclass 121.
- V. Claims 41-43, drawn to a microwave tray, classified
in class 428, subclass 34.1.

RESPONSE

Applicant hereby elects Group I (claims 1-18) in response
to the above restriction requirement. No new claims are
5 introduced.

However, applicant believes that Group I, Group IV and Group
V should not be related as mutually exclusive species, since
they are species to be obvious variants. The claim 1 states:
10 "...when the air pressure exerted by the hot air on the first side
of the composite film is greater than the air pressure on the other
side of the composite film". This statement implies that such
film as claimed in claims 1-18 is particularly used to form
a bag such as a packaging bag as claimed in claims 35-36 and
15 38-39 or a microwave tray as claimed in claims 41-43. For this
reason, reconsideration of that the species (Group I, Group
IV and Group V) are not patentably distinct is hereby requested.

20

Sincerely yours,

Winston Hsu

Date: 12/7/2001

25 Winston Hsu, Patent Agent No.41,526
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